

NO. 83035

ALI JO BURRESS

VS.

RONNICA BLAKE,  
BOBBY JOE HUNDLEY, JR. and  
John Doe Defendant No. 1

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IN THE DISTRICT COURT

LAMAR COUNTY, TEXAS

62<sup>nd</sup> JUDICIAL DISTRICT

DEFENDANTS' ORIGINAL ANSWER

FILED FOR RECORD  
LAMAR COUNTY, TEXAS  
14 JAN 10 AM 11:13  
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DEPUTY

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW RONNICA BLAKE and BOBBY JOE HUNDLEY, JR., the named Defendants in the above-styled cause, and file this their Original Answer to the Plaintiff's Original Petition, and in support thereof would show the Court:

I.

Pursuant to Tex.R.Civ.P. 92, the Defendants hereby enter a general denial and demand that the Plaintiff prove each and every allegation she has made against them by a preponderance of the credible evidence.

II.

Concerning the Plaintiff's state-law claims, if any, the Defendants will show that, at all times in question, they were engaged in the performance of a governmental function.

III.

Concerning the Plaintiff's state-law claims, if any, these Defendants will show that they are immune from suit and liability herein by virtue of the doctrines of official immunity and/or governmental immunity. Alternatively, they will show that their immunity has been waived only to

the extent set forth in, and subject to the limitations contained in, the Texas Tort Claims Act.

**IV.**

Concerning the Plaintiff's claims arising under federal law, Defendant Blake will show that she is entitled to qualified immunity.

**V.**

Defendants Ronnica Blake and Bobby Joe Hundley, Jr., sued in their official capacity, will show that they do not have a custom, policy, or practice the application of which deprived the Plaintiff of any of her federally secured rights and that they was not deliberately or consciously indifferent to same.

**VI.**

These Defendants would show that they are entitled to recover their reasonable attorney's fees and court costs.

WHEREFORE, PREMISES CONSIDERED, Defendants **RONNICA BLAKE and BOBBY JOE HUNDLEY, JR.** pray that the Plaintiff take nothing against them; that they recover their costs and attorney's fees; and that they have such other and further relief, at law or in equity, to which they may show themselves entitled.

Respectfully submitted,

By: Paul K. Pearce, Jr. L.T.A.  
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ATTORNEY FOR DEFENDANTS  
RONNICA BLAKE, BOBBY JOE HUNDLEY, JR.

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the above and foregoing document has been forwarded by to the following counsel of record in accordance with the Texas Rules of Civil Procedure on this the 9th day of January 2014:

G. Donald Haslam, Jr.  
Attorney at Law  
3140 Clark Lane  
Paris, Texas 75460

Paul K. Pearce, Jr. L.T.A.  
PAUL K. PEARCE, JR.